

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ASPEN GROVE OWNERS,

No. C 08-3873 MEJ

Plaintiff(s),

**ORDER DIRECTING PLAINTIFF TO
FILE CONSENT/DECLINATION FORM**

vs.

PARK PROMENADE APARTMENTS,

Defendant(s).

Pending before the Court is Justin Sudweeks and Leonard Flanagan's Applications for Admission of Attorney Pro Hac Vice. Upon review of the record in this action, the Court notes that Plaintiff has not filed a written consent to Magistrate Judge James' jurisdiction or request for reassignment to a United States District Court judge for trial. This civil case was randomly assigned to United States Magistrate Judge Maria-Elena James for all purposes including trial. In accordance with Title 28, U.S.C. § 636(c), the magistrate judges of this District Court are designated to conduct any and all proceedings in a civil case, including a jury or non-jury trial, and to order the entry of final judgment, upon the consent of the parties. An appeal from a judgment entered by Magistrate Judge James may be taken directly to the United States Court of Appeals for the Ninth Circuit in the same manner as an appeal from any other judgment of a district court.

You have the right to have your case assigned to a United States District Judge for trial and

1 disposition. Accordingly, Plaintiff shall inform the Court whether Plaintiff consents to Magistrate
2 Judge James' jurisdiction or requests reassignment to a United States District Judge for trial. A copy
3 of both the consent and declination forms may be obtained from the Northern District of California's
4 website at <http://www.cand.uscourts.gov/>. From the homepage, click on the "Forms" tab on the left
5 margin, then choose "Civil." The consent/declination form shall be filed as soon as possible, but no
6 later than November 6, 2008.

7 **IT IS SO ORDERED.**

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9 Dated: October 29, 2008


10 MARIA-ELENA JAMES
11 United States Magistrate Judge
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United States District Court
For the Northern District of California